

Lots 2-5 Block 5, as referred to in the above plat, by deed from Point of Rocks Runn, Ltd., dated January 31, 1986 and recorded in Liber 1322, folio 678. (Ex. 16)

43. Plaintiff Mackintosh Development Corp. purchased from Point of Rocks Runn Ltd., property described as lots 208, 209, 210, as shown on the resubdivision plat and Lot 49, Block C, of Section Two, as shown on the plat recorded at Plat Book 5, folio 164, all by a deed dated November 29, 1985, and recorded in Liber 1313, folio 538. (Ex. 17).

44. Plaintiff Mackintosh also purchased lots 27 and 28, Block C, Section Two, Plat Book 5, folio 164, by a deed dated March 4, 1986, and recorded in Liber 1325, folio 880, from Point of Rocks Runn Ltd. (Ex. 18)

45. Plaintiff Mackintosh has subsequently sold certain of said subject lots pursuant to deeds containing covenants of special warranty and further assurances.

46. Plaintiffs and their predecessors in title are entitled to a reformation of their respective deeds, or the underlying Deed of Trust and plats, to correct what appears to be an obvious drafting error in failing to properly designate the Sutcliffe plat reference and the lots described therein.

47. No actions at law or equity are pending in any Court with respect to the land that is the subject of these proceedings.

48. In the alternative, Plaintiffs and their predecessors in title have been in actual and peaceable possession of the subject property for an uninterrupted period of more than 20 years prior to the filing of this Bill of Complaint, as is more fully set forth in the affidavits attached hereto.

WHEREFORE, Plaintiffs request that this Court:

A. Order that the named Defendants and any and all unknown persons having any interest in the land that is the subject of this proceeding be served with